UNITED STATES BANKRUPTCY COURT

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	MIDDLE	DISTRICT	OF	NORTH	CAROLINA	8 45 79 2007
IN THE MATTER O	: :)				
Chapter 13 Cases	3)				J g

ORDER REGARDING ATTORNEYS' FEES FOR CHAPTER 13 CASES

On recommendation of the Standing Trustees for Chapter 13 cases filed in this District and with the approval and consent of Michael D. West, United States Bankruptcy Administrator, this court has reviewed the allowance of attorneys' fees in Chapter 13 cases filed within this District and hereby finds as follows:

- The standard base attorney's fee allowed in Chapter 13 1. cases for debtors' attorneys currently is \$1,000.00, payable in monthly installments of \$100.00 unless otherwise ordered by the court.
- 2. The order approving the \$1,000.00 base fee was entered on August 28, 1997.
- The Standing Trustees and the United States Bankruptcy Administrator have recommended that the standard base fee for debtors' attorneys in Chapter 13 cases be increased to \$1,300.00, and that presumptive fees be established for certain non-base services as herein set forth.
- The recommended fees are reasonable and should be adopted as the presumptive fees in Chapter 13 cases.

It is therefore ORDERED, ADJUDGED AND DECREED as follows:

- 1. The standard base fee for attorneys for debtors in Chapter 13 cases in this District shall be \$1,300.00;
- 2. The standard base fee shall be paid by the Trustees in ten (10) consecutive equal monthly installments, commencing with the initial payment under the confirmed plan unless otherwise ordered by the court;
- 3. The standard base fee includes the usual and ordinary services involved in representing the debtor during the Chapter 13 case;
- 4. Non-base services not covered by the standard base fee include the following services for which the following compensation is deemed presumptively reasonable and allowable:
 - (a) Motion for Authority to
 Sell Realty \$350.00
 - (b) Motion for Authority to
 Refinance Realty \$450.00
 - (c) Motion to Substitute
 Collateral \$350.00
 - (d) Motion to Incur Indebtedness - \$250.00;
- 5. If a request for the presumptive fees described in paragraph four is included in the motion seeking relief of a type described in paragraph four, such compensation shall be allowed at the hearing on the motion unless otherwise ordered by the court;

- Applications for approval of a base fee greater than the standard base fee must be filed by the debtor's attorney within ten (10) days after the conclusion of the creditor's meeting under Section 341 of the Bankruptcy Code; and
- This order shall be effective in cases filed on or after July 1, 2001, and shall remain in effect until otherwise ordered by this court.

This _____ day of June, 2001.

U.S. Bankruptcy Judge

Cathaine R. Cairuthers CATHARINE R. CARRUTHERS U.S. Bankruptcy Judge